



Billing Code 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

Docket ID FEMA-2012-0003

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES: The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated in the table below.

ADDRESSES: The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (e-mail) Luis.Rodriguez3@fema.dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Deputy Associate Administrator for Mitigation has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act. This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

Regulatory Flexibility Act. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This final rule involves no policies that have

federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This final rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 67.11 [Amended]

2. The tables published under the authority of § 67.11 are amended as follows:

Fremont County, Colorado, and Incorporated Areas			
Docket No.: FEMA-B-1194			
Flooding Source(s)	Location of Referenced Elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) Modified	Communities Affected
Abbey Drainageway	Approximately 0.48 mile upstream of the Arkansas River confluence	+5274	City of Canon City, Unincorporated Areas of Fremont County
	Approximately 1,400 feet upstream of Central Avenue	+5396	
Fourmile Creek	Approximately 1,280 feet upstream of the Arkansas River confluence	+5257	City of Canon City, Unincorporated Areas of Fremont County
	Approximately 1.39 miles upstream of U.S. Route 50	+5361	
Mudd Gulch	Approximately 1,200 feet upstream of the Arkansas River confluence	+5239	City of Canon City, Unincorporated

Mudd Gulch Split Flow	Approximately 0.64 mile upstream of Fourmile Parkway	+5514	Areas of Fremont County
	At the upstream side of the railroad	+5235	Unincorporated
	Approximately 0.67 mile upstream of the Arkansas River confluence	+5250	Areas of Fremont County

*National Geodetic Vertical Datum.

+North American Vertical Datum.

#Depth in feet above ground.

^Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES:

City of Canon City:

Maps are available for inspection at City Hall, 128 Main Street, Canon City, CO 81212

Unincorporated Areas of Fremont County:

Maps are available for inspection at the Fremont County Courthouse, 615 Macon Avenue, Canon City, CO 81212

Troup County, Georgia, and Incorporated Areas Docket No.: FEMA-B-1072			
Flooding Source(s)	Location of Referenced Elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) Modified	Communities Affected
Shoal Creek	Approximately 2,800 feet downstream of Hammett Road	+650	City of LaGrange
	Approximately 1,500 feet upstream of Hammett Road	+669	

*National Geodetic Vertical Datum.

+North American Vertical Datum.

#Depth in feet above ground.

^Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES:

City of LaGrange:

Maps are available for inspection at City Hall, 200 Ridley Avenue, LaGrange, GA 30240

Essex County, Massachusetts (All Jurisdictions) Docket Nos.: FEMA-B-1061 and B-1139			
Flooding Source(s)	Location of Referenced Elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) Modified	Communities Affected
Atlantic Ocean	Along the shoreline, approximately 350 feet east of the end of 55th Street	+18	City of Newburyport
	Along the shoreline, approximately 575 feet north of the intersection of Northern Boulevard and 82nd Street	+22	
Atlantic Ocean	Along the shoreline, approximately 850 feet east of the intersection of Page Road and Phillips Street	+16	City of Gloucester, Town of Ipswich, Town of
	Along the shoreline, approximately 3,000 feet south of the intersection of Lynnway and Nahant Road	+17	Manchester-by-the-Sea, Town of Marblehead, Town of Nahant, Town of Newbury, Town of Rowley, Town of Swampscott
Atlantic Ocean	Along the shoreline, approximately 150 feet south of State Beach Road	+12	Town of Salisbury
	Along the shoreline, approximately 60 feet east of the intersection of Liberty Street and North End Boulevard	+20	
Argilla Brook (backwater effects from Merrimack River)	At the confluence with Johnson Creek	+21	Town of Groveland
	Approximately 530 feet upstream of Main Street	+21	
Backwater Effects from Harris Brook	From I-93 to 300 feet west of I-93, and from Hampshire Road to 300 feet north of Hampshire Road at the corporate limits	+111	City of Methuen
Bartlett Brook	At the confluence with the Merrimack River	+53	City of Methuen
	Approximately 700 feet upstream of State Route 113	+53	
Boston Brook	Approximately 2,000 feet downstream of Sharpners Pond Road	+82	Town of Middleton
	Approximately 180 feet downstream of Sharpners Pond Road	+84	
Castle Neck River (backwater effects from Atlantic Ocean)	Approximately 1.6 miles upstream of the confluence with Ipswich Bay, at the confluence with Hog Island Channel	+9	Town of Ipswich

Ipswich River	Approximately 150 feet northeast of the Eastern end of Sargent Street	+38	City of Beverly
	Approximately 1,000 feet north of the intersection of Dodge Street and Norwoods Pond Road	+38	
Ipswich River	Approximately 800 feet downstream of I-95	+41	Town of Middleton
	Approximately 1,250 feet upstream of I-95	+41	
Jackman Brook (backwater effects from Parker River)	Just upstream of Parish Road	+18	Town of Georgetown
	Approximately 50 feet upstream of Parish Road	+18	
Johnson Creek (backwater effects from Merrimack River)	At the confluence with the Merrimack River	+21	Town of Groveland
	Approximately 900 feet upstream of Main Street	+21	
Long Causeway Brook	Approximately 800 feet north of the intersection of State Route 1A and North Edge Road	+21	Town of Ipswich
	Approximately 4,500 feet southwest of the intersection of State Route 1A and North Edge Road	+21	
Merrimack River	Approximately 100 feet upstream of Groveland Street	+20	Town of Groveland
	Approximately 0.67 mile upstream of Groveland Street	+21	
Merrimack River	Immediately upstream of I-93	+52	City of Methuen
	Approximately 1.42 mile upstream of the confluence with Fish Brook	+56	
Nichols Brook (backwater effects from Ipswich River)	At the confluence with the Ipswich River	+41	Town of Middleton, Town of Topsfield
Shawsheen River	Approximately 900 feet east of the intersection of I-495 and State Route 28	+36	City of Lawrence, Town of Andover, Town of North Andover
	Approximately 2,500 feet southwest of Burt Road and Biotechnology Drive	+77	
World End Pond	Approximately 2,500 feet upstream of the confluence with the Ipswich River	+41	City of Methuen
	From approximately 1,000 feet north of the intersection of Hayes Street and Pond Street to 2,800 feet north of Hayes Street and Pond Street, and from the end of Argilla Road to 1,300 feet west of Argilla Road at the corporate limits	+116	

*National Geodetic Vertical Datum.

+North American Vertical Datum.

#Depth in feet above ground.

^Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES:**City of Beverly:**

Maps are available for inspection at City Hall, 191 Cabot Street, Beverly, MA 01915

City of Gloucester:

Maps are available for inspection at City Hall, 9 Dale Avenue, Gloucester, MA 01930

City of Lawrence:

Maps are available for inspection at City Hall, 200 Common Street, Lawrence, MA 01840

City of Methuen:

Maps are available for inspection at the Searles Building, 41 Pleasant Street, Methuen, MA 01844

City of Newburyport:

Maps are available for inspection at City Hall, 60 Pleasant Street, Newburyport, MA 01950

Town of Andover:

Maps are available for inspection at the Town Offices, 36 Bartlet Street, Andover, MA 01810

Town of Georgetown:

Maps are available for inspection at the Town Hall, 1 Library Street, Georgetown, MA 01833

Town of Groveland:

Maps are available for inspection at the Town Hall, 183 Main Street, Groveland, MA 01834

Town of Ipswich:

Maps are available for inspection at the Town Hall, 25 Green Street, Ipswich, MA 01938

Town of Manchester-by-the-Sea:

Maps are available for inspection at the Town Hall, 10 Central Street, Manchester-by-the-Sea, MA 01944

Town of Marblehead:

Maps are available for inspection at Abbot Hall, 188 Washington Street, Marblehead, MA 01945

Town of Middleton:

Maps are available for inspection at Memorial Hall, 48 South Main Street, Middleton, MA 01949

Town of Nahant:

Maps are available for inspection at the Town Hall, 334 Nahant Road, Nahant, MA 01908

Town of Newbury:

Maps are available for inspection at the Municipal Offices, 25 High Road, Newbury, MA 01951

Town of North Andover:

Maps are available for inspection at the Town Hall, 120 Main Street, North Andover, MA 01845

Town of Rowley:

Maps are available for inspection at the Town Hall, 139 Main Street, Rowley, MA 01969

Town of Salisbury:

Maps are available for inspection at the Town Hall, 5 Beach Road, Salisbury, MA 01952

Town of Swampscott:

Maps are available for inspection at the Town Hall, 22 Monument Avenue, Swampscott, MA 01907

Town of Topsfield:

Maps are available for inspection at the Town Hall, 8 West Common Street, Topsfield, MA 01983

Benton County, Tennessee, and Incorporated Areas
Docket No.: FEMA-B-1202

Flooding Source(s)	Location of Referenced Elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) Modified	Communities Affected
Big Sandy River	Approximately 1.7 miles upstream of	+375	Unincorporated

Drainage Canal	State Route 69A Approximately 0.5 mile upstream of U.S. Route 641	+375	Areas of Benton County
Burnside Creek	Approximately 150 feet downstream of Eva Road	+376	City of Camden, Unincorporated
	Approximately 0.4 mile upstream of Flatwoods Road	+441	Areas of Benton County
Cane Creek	At the Cypress Creek confluence	+376	City of Camden,
	Approximately 0.6 mile upstream of Post Oak Road	+435	Unincorporated Areas of Benton County
Charlie Creek	At the Cane Creek confluence	+377	City of Camden,
	Approximately 1,000 feet upstream of State Route 69A	+448	Unincorporated Areas of Benton County
Cypress Creek	At the Cane Creek confluence	+376	City of Camden,
	Approximately 0.5 mile upstream of Old State Route 69	+409	Unincorporated Areas of Benton County

*National Geodetic Vertical Datum.

+North American Vertical Datum.

#Depth in feet above ground.

^Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES:

City of Camden:

Maps are available for inspection at City Hall, 110 U.S. Route 641 South, Camden, TN 38320

Unincorporated Areas of Benton County:

Maps are available for inspection at the Benton County Courthouse, 1 East Court Square, Room 104, Camden, TN 38320

Kaufman County, Texas, and Incorporated Areas Docket No.: FEMA-B-1144			
Flooding Source(s)	Location of Referenced Elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) Modified	Communities Affected
Brooklyn Branch	At the confluence with Mustang Creek	+457	City of Forney
	Approximately 1,382 feet upstream of Ridgecrest Road	+471	
Buffalo Creek	Just upstream of Union Pacific Railroad	+389	City of Forney, Unincorporated
	Just upstream of FM 740	+403	Areas of Kaufman County
Cedar Creek	Approximately 2.9 miles downstream of U.S. Route 175	+342	City of Mabank, Unincorporated

Duck Creek	Approximately 1 mile downstream of State Highway 274	+342	Areas of Kaufman County
	Approximately 925 feet downstream of Country Road 337	+458	Unincorporated Areas of Kaufman County
	Approximately 1,755 feet upstream of FM 2728	+485	
East Fork Trinity River	Just upstream of Union Pacific Railroad	+389	City of Dallas, City of Heath,
	Approximately 0.85 mile upstream of the Rockwell-Forney Dam	+398	Unincorporated Areas of Kaufman County
Mustang Creek	Approximately 0.51 mile upstream of Shady Brook Lane	+413	City of Forney, Unincorporated
	Approximately 0.51 mile upstream of Ridgecrest Road	+480	Areas of Kaufman County
Unnamed Tributary to Kings Creek	Approximately 1,600 feet upstream of the confluence with Kings Creek (Upper Reach)	+486	City of Terrell, Unincorporated
	Approximately 0.91 mile upstream of the confluence with Kings Creek (Upper Reach)	+506	Areas of Kaufman County

*National Geodetic Vertical Datum.

+North American Vertical Datum.

#Depth in feet above ground.

^Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES:

City of Dallas:

Maps are available for inspection at 320 East Jefferson Boulevard, Room 307, Dallas, TX 75203

City of Forney:

Maps are available for inspection at City Hall, 101 West Main Street, Forney, TX 75126

City of Heath:

Maps are available for inspection at City Hall, 200 Laurence Drive, Heath, TX 75032

City of Mabank:

Maps are available for inspection at City Hall, 129 East Market Street, Mabank, TX 75147

City of Terrell:

Maps are available for inspection at City Hall, 201 East Nash Street, Terrell, TX 75160

Unincorporated Areas of Kaufman County:

Maps are available for inspection at the Kaufman County Courthouse, 100 West Mulberry Street, Kaufman, TX 75142

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: May 3, 2012

Sandra K. Knight,

Deputy Associate Administrator for Mitigation,

Department of Homeland Security,

Federal Emergency Management Agency.

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